App. F. IX-4

Previous References.

W.89-42-40 to 43.
CO 114-41 - 1 to 8.

1942.3
(War)

File No. 275-42
Serial Nos. 1 to 9

Later References.

P36

GENERAL AND REVENUE SECRETARIAT

Serial Nos. Nine Only

Part B for September, 1943.

SUBJECT

Lands and Buildings in the Vicinity of St. Peter's Seminary required by the Indian General Hospital, Bangalore.

Sklm 164
22.9.1943

1814/W

Lands and buildings in the vicinity of St Pol's Seminary required by Indian Govt Hospital

Continuation Sheet No. 346/W to File No. 275/ Current No. of 1942-3 Page. Brought over

From The Secy to the Govt of Punjab R&D
F. 57(5)-42/W dated 11th Dec. 42 requesting certain information re: the Lands around the Seminary hills owned by the Military for building purposes

1) Forwarded for perusal with a draft to the DC with memo to the C.E.O

RS 12/XII 5/1

2) Issued 2667/W dated 12th Dec-42 to the DC Rawalpindi
2668/W Memo C.E.O

3) Rcvd for perusal

RS 12/XII

1619 12 DEC

4) [illegible]

5) [illegible]

6) Rcvd
17/12/42

17/12/42

From The Secy to the Govt of Punjab R&D
F 57(5)-42/W dated 2nd Feb. 43 regarding the forwarding of an early reply.

7) Forwarded with a reminder to the DC Rawalpindi

8) [illegible]

RS 2/2

Issued 3360/W dated 2nd Feby. 43 to the DC Rawalpindi

2515/W.

Lands and Buildings within the precincts of St Peters Seminary required by Govt for Govt Hospital Bang

Continuation Sheet. File No. / Current No. of Page.

From The D.C Bl'ore
M.4. 2673/42 d 10th Feb. 43 | Stating that the Civil Officers have been requested in the matter
3) of Addn for perusal. The further report will be awaited.
10) Sir

RS 12/2 Sec.

From: The D. C Bangalore
To M.4. 2673/42 dy 16-2-43
Forwards an estimate of lands and sites in the vicinity of St Peters Seminary required for Govt Hospital.
4) Field
11) A copy of the estimate may perhaps be sent for Resy. Sd. with or draft
Sec. 24/2/43. 12) Compensation has been proposed uniformly at five times the Govt. rate in all cases. This could perhaps have been increased Draft is for consideration

Sir
Chief Sd

13) I think the compensation recommended is enough, as the lands are all open lands, etc. Draft for formal reply.

6545

Dewan) Sir 26/2

The Chief Secy may please bring up in person

26/2/43

CHIEF SECRETARY. 6666 24 FEB. 1943 GOVT. OF MYSORE.

(15) So far the requisitions of the Military authorities for private lands within the State have been complied with by the Civil Officers negotiating with the owners and settling the compensation payable by mutual agreement. There has ~~no far~~ been no compulsory requisition under the Defence of India Rules as apparently no occasion has arisen. (16) The powers in regard to ~~the~~ requisitions of properties are contained in Rule 75(A) and Rule 80 of the Defence of India Rules. Rule 75A. provides generallly for the requisitioning of properties, movable or immovable in cases in which the Government considers it necessary or expedient so to do for securing the defence of British India, public safety and maintenance of public order or the efficient prosecution of the war, or for maintaining supplies and services essential to the life of the community. Provision has been made in this Rule in Sub Clause (4) for the payment of such compensation as Government may determine in cases where the requisition or acquiring any movable property. No provision has been made either in this Rule or elsewhere for the payment of compensation in cases where immovable property is requisitioned under this Rule. This seems apparently an obvious omission as would be explained below.

(17) Rule 75(A) of the Defence of India Rules was enacted in substitution of the old Rules 76, 79 and 83. Rule 76 provided for powers relating to requisitioning buildings and premises, Rule 79 to requisitioning of land, and Rule 83 to requisitioning of movable property. Provision was made in Rule 83 and Clause (3) thereof for the payment of compensation for movable property requisitioned by

Government. In regard to buildings and land requisitioned under Rules 76 and 80, Rule 96 of the Defence of India Rules provided for the payment of compensation. But when the new Rule 75 A (which was intended to confer ~~all~~ all the powers which were originally ~~xxxfxxx~~ given by the Rules 76, 79 and 83) Rule 96 was not suitably amended so as to enable the payment of compensation whenever immovable property was requisitioned under Rule 75A.

This omission does not seem to have been noticed so far and the Defence of India Rules (as subsequently amended) have not also been suitably amended.

(7) Lands required for naval, military or air-force purposes ~~should~~ may also be requisitioned under Rule 80 under which the Government could authorise the use of any specified land for the above purposes during such period as may be specified and may also pass necessary ancillary orders. Under Rule 96 whenever in pursuance of the powers under Rule 80 any land is placed at the disposal of the military, the owner of such land shall be paid such compensation as may be fixed in accordance with the provisions of this Rule. Clause 2 of ~~the~~ Rule 96 provides that ~~any~~ in default of agreement between the Government and the owner of the property, the Government shall by general or special order specify the authority or person through which or whom any claim for compensation shall be submitted and the authority or person by which or whom any such claim shall be adjudged and awarded. Clause 3 of the same Rule empowers the Government to prescribe, by general or special orders the

conditions to which the authority or person responsible for adjudging or awarding claims for compensation shall have regard when determining the amount of compensation payable and may also give such supplementary orders as to the assessment and payment of compensation as may appear to it to be necessary or expedient. No orders have been issued under this clause. Powers under Rules 75A and 80 have been delegated to the Deputy Commissioners of Districts.

(8) In this connection it may be pointed out that the Residency assured this Government in their letter No.R.F. 148-42/Pol. dated 13th June 1942 that in future no ground in the State would be occupied by the Military authorities even with permission of the owner, without reference to this Government and this aspect has been urged on the Residency again and again. With the appointment of the Revenue Commissioner as Liaison Officer the Residency was informed in letter No.Pol.338 dated 10th August 1942 that in urgent cases, the Military authorities may contact this Officer who may be able to take decisions and give orders. In the present case the Residency wrote for the first time on the 11th December 1942 that the Military authorities had taken over the lands and asked for information regarding the Survey numbers, their area, and terms and conditions of occupation. From the letter of the Sub Division Officer dated 16th December 1942 in the file it is seen that the Military authorities had addressed the communication in the second week of August 1942 requisitioning for the above lands and that while the

P.T.O.

matter was under investigation and negotiation the Military authorities took possession of the sites and started construction of quarters on these sites. Thus, the Military authorities have occupied the land of their own accord without the occupation being formally permitted by this Government. If the owners are all agreeable to accept the compensation which has now been proposed by the Revenue Commissioner, the land might be placed at the disposal of the Military authorities by mutual agreement. But if there should be any difference in regard to the quantum of compensation and if the parties should be dissatisfied with the compensation offered, the procedure prescribed in Rule 96 of the Defence of India Rules will have to be followed and the compensation duly fixed in accordance with the provisions contained therein.

3. 43 6772

CHIEF SECY 7109 3 MAR 1943 GOVT OF MYSORE

19) A draft letter to the Revenue is put up, as instructed, for appl.

NO 6871

20) Rlw 9/3/43

9/3

WD 1140—GPB—50,000—5-11-42

1814.
2515/W.
14/2/43

Lands and buildings in the vicinity of Public Services requisitioned 1941-3

Continuation Sheet. File No. 27/St Current No. of 1941-3 Page. Bangalore

Issued Pd. 1802 d 10th Mch 43 to the Rly
3600-01/Mch
Chd
CBSh

From the R.E
Bio e 6.0202 of 14-7-43
forwarding the report of
the civil officer recommending
uniform compensations at
10 times Municipal assess-
ment & that it
may be accepted.

Send with reference to
paras 15 & 18 supra.

The compensation proposed
is not agreed to by all.
But it is recommended
as it is accepted by the
majority. Only a few dissenting
demand higher rents.

Send for orders if the
recommendations of the Committee
be intimated to the Rly.

Draft please
16/7/43.

Draft sent.

16/7

" " 17/7

I think that the draft may be
approved.

20/7/43

118
MYSORE

OFFICE OF THE MINISTER
FOR EDUCATION
Date 21.7.1943.
No 365.

WD-1140—GPB—50,000—5-11-42

Lands & buildings in the vicinity of St. Peter's
14 2 — Seminary required for I.G. Hospital.
W.

Continuation Sheet. File No. Current No. of Page.

Some of the owners have demanded higher rates of compensation & it is not known whether they will agree to accept the compensation recommended. This may be indicated on the draft with an observation that in case these parties do not agree intimation of to accept the compensation, action will be taken as prescribed in the relevant clauses of the Defence of India Rules —

28/7

2/7

CHIEF 29 JUL 1942 GOVT. HOUSE U.E.

30/7/42

Issued yrs. no. P. 230/Ex. d. 31.7.42. to Resy.

Compensation payable

From The R.C.I. C.R.

Dom C.L.O 202/420 d. 6th Aug 42 regarding the areas of sites of 4 pumps & the subject may be communicated to him.

On the C.R. referred the Resident has been addressed that the military authorities may be advised to make early arrangements for the payment

of compensation. If approved a copy of the Collr
observations to the Resy will be sent to the CR
(RS 9/9) Subject to approval.
9/9

(RS 10/9) Sent with a letter to the CR
9) 10/9

Issued No. W. 533 dated 11th Septr. 1943 to
the RC & CR.

The reply to this communication should be addressed to the Secretary to the Resident in Mysore, Bangalore, by designation and not by name.

W275-42-1

No. F.57(5)-42/W.

1814
W

FROM

THE SECRETARY
TO THE HON'BLE THE RESIDENT IN MYSORE.

To

The Chief Secretary to the Government of
His Highness the Maharaja of Mysore,
Bangalore.

War

Dated Bangalore, the 11th December *1942.*

11. DEC. 19

Lands and buildings in the vicinity of St.Peter's Seminary required by 46 Indian General Hospital, Bangalore.

SIR,

I am directed to state that the military authorities have informed this Residency that 46, Indian General Hospital, Bangalore, situated at St.Peter's Seminary, has taken over certain lands around the Seminary for building purposes. They wish to have the following particulars in respect of the lands: -

1. Survey numbers.
2. Area.
3. Terms and conditions of occupation.

2. I am to request that, if there is no objection, the above information may kindly be obtained and forwarded to this Residency as soon as possible.

I have the honour to be,
Sir,
Your most obedient servant,

SECRETARY TO THE RESIDENT.

VN

W 275-42-2

No. 2667/W.

12-12-42.

The Deputy Commissioner,
Bangalore District.

LANDS AND BUILDINGS IN THE VICINITY OF St.PETER'S SEMINARY REQUIRED BY 46 INDIAN GENERAL HOSPITAL, BANGALORE.

I am directed to forward herewith a copy of the Residency letter No.P.57( )/42 on the above subject and to request you kindly to furnish the required information very early for intimation to the Residency.

I have etc.,

Sd. M.G. MEHKRI,
CHIEF SECRETARY TO GOVERNMENT.

Memo 2668/W. Bangalore, 12-12-42.

Copy of the above forwarded with compliments to the Civil Liaison Officer with a copy of Residency letter for information

By Order,

For CHIEF SECRETARY TO GOVERNMENT.

Appendix F G—1]

SUBJECT .....

.....

.....

Diary No. of letter replied to .....

General and Revenue Secretariat

( )

the *19* .

Date of issue 12-12-42.

Signed by Mo S.K.O.

List of enclosures .....

Copied by .....

Examined by .....

Section War

File No. 275-42

Serial No. 2

No. 2667/W dated 12-12-42

From D C Bloemfontein

To The ~~Superintendent~~

Lands and buildings in the vicinity of St Peters Seminary required by the Union General Hospital Bloemfontein

Sir, I am directed to forward herewith a copy of Reg letter no. F.52(5)-42 on the above subject and to request you kindly to furnish the required information very early for submission to the Reg.

I have the honour to be

Sir

Your obedient servant

for Chief Secretary to the Administrator

Copy to Chief with a copy of Reg letter for information

L

The Office of the Hon'ble the Resident
in Mysore.

No.F.57(5)-42/W

2346 W.

Bangalore, Dated the 2nd Feby. 1943.

Subject:— Lands and buildings in the vicinity of St. Peter's Seminary.

The undersigned is directed to invite attention to the communication noted in the margin and to request the favour of an early reply.

No. F.57(5)/42 W dated the 11th Decr. 1942

2. FEB. 1. GOVT. WAR OFFICE MYSORE.

for SECRETARY TO THE RESIDENT.

S. 10.

MFP—971 S&P—(M-1581)—13-10-39—300,000.

ON HIS MAJESTY'S SERVICE.

The Chief Secretary to the
Government of His Highness
the Maharaja of Mysore,

Bangalore.

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

General and Revenue Secretariat,

Bangalore, Dated, 2nd February 1943.

No. 3340/W.

From

The Chief Secretary to the Government of His Highness the Maharaja of Mysore.

To

The Deputy Commissioner,
Bangalore.

Sir,

Subject:-Lands and buildings in the vicinity of St. Peters ~~Cemetery~~ required by 46 Indian General Hospital, Bangalore.

***

I am directed to invite reference to this office letter No.2667/W. dated the 12th December 1942 on the above subject and to request you kindly to furnish the required information immediately since the Residency have reminded in the matter.

I have the honour to be
Sir,
Your most obedient servant,

for Chief Secretary to Government.

W 275-123 2425

~~Office of the~~ Deputy Commissioner
Bangalore District
Dated 10th February 1 9 4 3.

No.M.4.2673/42

From

Abdul Aziz Khan Esq., B.A.,
Deputy Commissioner, Bangalore District.

To

J. Appaji Gowda Esq., B.A., (Hons)
Offg. Chief Secretary to the Government
of Mysore, B a n g a l o r e.

Sir,

LANDS and Buildings in the vicinity of St.Peter's Seminary required by 46 Indian General Hospital, Bangalore.

With reference to your letter No.2667/W., dated 12-12-42 on the above subject, I have the honor to state that the report called for from the Civil Officer and Sub Division Officer, Bangalore, on 14-12-42 has not been received yet and a stringent reminder has been issued to him to-day. On receipt of his report, I shall address you separately.

I have the honor to be,
Sir,
Your most obedient servant,

for Deputy Commissioner
Bangalore District
absent on Tour

11/2

CHIEF SECRETARY
12 FEB. 194?
GOVT. OF MYSORE

T.M.C

W275-42-4 2515 W.

Office of the Deputy Commissioner
Bangalore District
Dated 16th February 1 9 4 3.

No.M.4.2673/42

From

Abdul Aziz Khan Esq., B.A.,
Deputy Commissioner, Bangalore District

To

J. Appaji Gowda Esq., B.A., (Hons)
Chief Secretary to the Government
of Mysore, B a n g a l o r e.

Sir,

With reference to your letter No.2667/W., dated 12th December 1942, asking for particulars in respect of lands and buildings in the vicinity of St.Peter's Seminary required by 46 Indian General Hospital, Bangalore, I have the honor to forward herewith a statement of lands and sites lying in the vicinity of the Seminary, received from the Sub Division Officer and Civil Officer, Bangalore, together with a copy of his report No.B.1.257-42 dated 16-12-42 furnishing the required particulars.

I have the honor to be,
Sir,
Your most obedient servant,

Deputy Commissioner,
Bangalore District

T.M.C

Letter No.B.257/42-43 dated 16-12-42d from the Sub Division Officer and Civil Officer, Bangalore, to the Revenue Commissioner in Mysore and Civil Liaison Officer, Bangalore.

Subject:- . Lands and buildings in the vicinity of St.Peter's Seminary occupied by 46, Indian General Hospital in Malleswaram, Bangalore.

With reference to your D.O.No.C.L.O.202/42-43 dated the 4th November 42 calling for particulars regarding the lands occupied by the Military in the vicinity of the Seminary, I have the honor to state as follows:-

In the month of August 1942, I received a communication bearing No.167/17/3/Q. dated 11-8-42 (copy enclosed) from the Bangalore Area requisitioning for the above lands and I immediately reported the matter to the Deputy Commissioner, Bangalore District and also issued notices in the accompanying form to all persons whose address were known. These are all open building sites lying in the Subedar Chattram Road nearly opposite to the Seminary and to the west of the porcelain Factory. Replies have been received from the site owners expressing their consent to place them at the disposal of the military on payment of compensation mentioned in the accompanying statement. In the meantime the military authorities started construction of quarters on the sites where only some tents had been pitched till recently and when I made enquiries at the Headquarters on 13-12-42, it was stated that the work had to be commenced urgently as a war emergency.

It is also learnt that a few more sites to the South of the Seminary where tents are not pitched will also be required for the construction of the Hospital Buildings. They are also included in the accompanying statement. It is understood that the whole scheme is for ration of the war.

There is a strip of land belonging to Water Works Department which the pipe line runs to the reservoir below. This is to t vacant. There is also an approach road to the Porcelain y from the Subedar Chattram Road. The Military Authorities state his cannot be kept open. This point also may kindly be settled as neral Manager of the Factory wants this road for bringing materials factory.

The amount of compensation claimed by some of the parties s to be two exhorbitant and what I consider most reasonable for

these open sites which were lying idle all these years is 5 times the annual municipal tax per annum amounting to Rs.2432-4-0 which if approved may kindly be recommended to be paid to the parties. - .

'COPY'

For Deputy Commissioner,
Bangalore District

T.M.C

W275-42-5

No Pol. 1802
Elo me

9 10.3.43.

To

The Secretary to the Hon'ble the
Resident in Mysore, Bangalore.

Subject:- Lands and buildings in the vicinity of St.Peter's Seminary required by 46 Indian General Hospital, Bangalore.

Sir,

With reference to your letter No.F.57 (5)-42/W. dated the 11th December 1942 on the above subject, I am directed to forward herewith a statement giving particulars of the Municipal No. of sites and the dates of occupation by the Military authorities. ~~and to state that~~ The lands in question are all open building sites lying in the Subeda Chattram Road, mostly opposite to the Seminary and to the west of the Porcelain Factory and ~~that~~ the owners are reported to have no objection to place them at the disposal of the Military on payment of compensation claimed by them. It is reported that a strip of land belonging to the Water Works Department along which the pipe line runs will have to be kept vacant and that the approach road to the Porcelain Factory from the Subedar Chattram Road will also have to be kept open likewise as it is required for bringing materials to the factory.

The compensation amounts claimed by some of the owners of the sites appear to be excessive and the solution of the question has been rendered difficult by the Military authorities occupying the sites before they could be requisitioned or acquired in conformity

reduction impossible except with the consent of the owners.

P.T.O.

with the legal formalities prescribed or without the express consent of the owners as to the terms of such occupation. Nor have the authorities obtained the prior permission of this Government for occupying the lands. Under the Defence of India Rules (Rule 96) the owner of the property whose lands are used by the Military authorities under Rule 80 has to be paid such compensation as may be fixed in accordance with the provisions contained therein. In default of agreement between the Government and the owner, the Government ~~shall~~ have, by general or special order, to specify the authority or person through which or whom any claim for compensation should be submitted and the authority or person by which or whom any such claim shall be adjudged and awarded. Section 19 of the Defence of India Act also provides that in such cases of compulsory acquisition the parties affected should be paid compensation, the amount of which being determined in the manner and in accordance with the principles therein setforth. Under this Section again, the amount of compensation could be fixed by mutual agreement. Where no such agreement can be reached the Government should appoint as an arbitrator, a person qualified for appointment as a judge of the High Court. As in the present instance the Military authorities have already occupied the sites and constructed buildings thereon, it is doubtful whether action could be taken now under Rule 96 of the Defence of India Rules or Section 19 of the Defence of India Act referred to above and make them applicable retrospectively. However, with a view to solve the question amicably and to avoid legal complications, if possible, it is proposed to ask the Revenue Commissioner who is also the Civil Representative of this Government,

to negotiate with the owners of sites concerned and see if any equitable settlement can be arrived at, so that the occupation may be regularised, on the basis of mutual agreement between the Government and the parties concerned. In this connection, I am to invite kind reference to ~~Mr.~~ Maccan's letter No.R. F.148-42/Pol. dated 13th June 1942 stating that in future no ground in Mysore State will be occupied by the Military authorities, even with permission of the owner, without reference to the Government of Mysore and to state that inspite of this assurance, the Military authorities have occupied the sites without either the consent of the owners or the permission of this Government and that thereby the complications and difficulties referred to above have arisen. I am to express the hope that in future at least the Military authorities will invariably occupy ~~the~~ lands only after obtaining the previous consent of this Government so that the delicate and complicated situations of the kind may be avoided.

I have the honour to be
Sir,
Your most obedient servant,

Memo No 3600-601/W · d 10th March 43

Chief Secretary to Government.

Encl one to C.L.O.
Encls four to D.C. Kolar.

Copy to the Revenue Commissioner and Civil Representative with a request that he may get into touch immediately with the owners of the sites in question and settle the compensation to be paid in each case on an equitable basis, in agreement with the parties concerned and submit a report, indicating therein the compensation so settled.

Copy to D.C. Bangalore for the purpose of his office.

Statement shewing the details of open sites proposed to be occupied by the Military Department for the expansion of 46 I.G.H. located in the St.Peter's Seminary, Malleswaram.

S.No.	Name of owner.	Site No.	Measurements.	Annual Municipal Tax.	Date of occupation.	Amount of compensation claimed.	Amount proposed to be paid.
				In front of Seminary along Subedar Chattram Road.			
	Messrs.						
1.	P. Ramaswamy Iyer	402	Not available.	4-13-4	1-12-42		22-3-0
	-do-	403		5-12-7	"		28-15-0
2.	H. Sundara Rao.	404		5-22-7	"		28-15-0
	-do-	405		5-12-7			28-15-0
3.	K.Seetharama Iyengar.	406		5-14-6	"		29- 9-0
	-do-	407		5-14-6	"		29- 9-0
4.	S.Prabhakara Rao.	408		5-14-6		150- 0-0	29- 9-0
5.	K.S.Seetharamiah.	409		5-14-6		400- 0-0	29- 9-0
	do.	410		5-14-6			
6.	K.Sanjeeva Rao.	411		36- 2-4	"		29- 9-0
7.	Deva Rao Shivaram.	412		36- 2-4	"		180-12-0
8.	Government of Mysore, Water Supply Department.	413					In possession of the Water Supply Department
9.	N.S.Sirur	414		36-2-4		1,500- 0-0	
10.	Dr.T.Ekambaram.	415		41-10-0		600- 0-0	180-12-0 (Out of the total extent of the site a strip of land measuring 30' x 2 has been required for road to the rear gate of the Porcelain Factory. at Rs.20/- per acre
11.	Prof.Gopala Iyer.	415/1.		41-10-0			208- 2-0
12.	Dr.S.Kamenan.	416		32- 7-6			162- 6-0
	do.	416/1		32-7-6		1550- 0- 0	162- 6-0
	do.	416/2		41-15-0			209-11-0
13.	M.O.Krishnamachar.	S.No.23	0-21	1- 8-0			10- 8-0
		24	0-24	0- 1-6			

		Vaisali Kaval village.		0-0-9 0- 0-6			
				1-10-9			
14.	Government of Mysore (P.W.D.)	S.No.30 of Yeswanthapur.	1-4	1- 0- 0			Now in possession of P.W.D.

Sites on the Southern side of the Seminary Compound Wall.

15.	S. Ramachandra Sastry.	157/1	70 x 103.	11- 0- 0	1-12-42	100- 0- 0	55- - -
16.	S. Thirumalachar.	457/2	-do-	11- 0- 0	"	300- 0- 0	55- 0- 0
17.	Sreemathi Rukminiamma	457/3	-do-	11- 0- 0	"		55- 0- 0
18.	N.K. Kumar.	457/4	-do-	11- 0- 0	"		55- 0- 0
19.	V.Venkatachar.	457/5	-do-	11- 0- 0	"		55- 0- 0
20.	K.B.Krishna Rao.	458/1	-do-	11- 0- 0	"	100- 0- 0	55- 0- 0
21	do.	458/2	-do-	11- 0- 0	"	100- 0- 0	55- 0- 0
21.	Dr.K.N.Kini.	458/3	-do-	11- 0- 0	"	150- 0- 0	55- 0- 0
22.	Sri Madhura Bai.	458/4	-do-	11- 0- 0	"		55- 0- 0
23.	S.R.S.Raghavan.	458/5	-do-	11- 0- 0	"		55- 0- 0
24.	do.	458/6	-do-	11- 0- 0	"		55- 0- 0
24.	Venkatarao Telang.	458/7	-do-	11- 0- 0	"	120- 0- 0	55- 0- 0

Abstract.

Lands in front of the Seminary (Municipal Sites)	1749-12- 0
Revenue land near the Toll gate.	22- 8- 0
Sites to the south of the Seminary.	660- 0- 0
	2432- 4- 0

Copy

W275-42-6

142

GOVERNMENT OF MYSORE

Telegraphic Address

OFFICE OF

the Revenue Commissioner in Mysore,

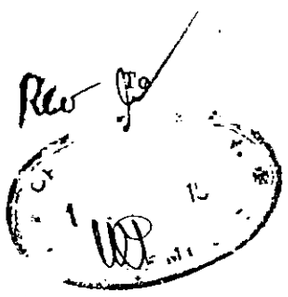
Bangalore,

July 13, 1943.

Date 14

No. CIO. 202/42-43.
Encls.

[redacted]



V. Vedavyasacharya, Esq., B.A.,

Chief Secretary to Government of Mysore,

Bangalore.

Sir,

Subject: Lands and Buildings in the vicinity of St. Peters Seminary occupied by 46 IGH Bangalore.

With reference to your memo No. 3600-601/W dated 9-3-43 on the above subject, I have the honour to forward herewith a copy of letter No. M.B1-257/42-43 dated 5-7-43 received from the Civil Officer in the matter. He reports that the owners of the sites who were available, were consulted about the compensation payable to them, in respect of the lands occupied by the Military in the vicinity of the St. Peter's Seminary, in the Subedar Chatram Road, Bangalore. The Civil Officer recommends that a uniform rate of 10 times the Municipal tax may be fixed as annual compensation payable to the owners, as this is acceptable to the majority. The total amount of rent payable at this rate works out to Rs 4942/- per annum from 1942-43.

I agree with the Civil Officer's ~~proposal~~ and request that it may be accepted, as the rate proposed appears to be reasonable.

A statement showing the particulars of the names of owners, site number annual Municipal tax on each site and the amount proposed to be paid as compensation in respect of each site, is enclosed for favour of perusal.

I have the honor to be,
Sir,
Your most obedient servant,
M. N. Anandalwar
Assistant Commissioner
for Revenue Commissioner and
Civil representative

Letter No. M.B1-257/42-43 dated 5-7-43 from the Civil Officer, B'lore. to the Civil Representative, Bangalore.

With reference to your memo No. C.L.O. 202/42-43 dated -- 16-3-1943 and subsequent correspondence regarding the settlement of compensation payable to persons whose vacant sites in the xxxx vicinity of the St. Peter's Seminary in the Subedar Chatram Road are occupied by the military, I have the honour to state that I have consulted all the owners of the sites that were available. Out of the 24 sites in the statement, two sites viz., Serial Nos. 8 and 14 belong to Government and no rent has therefore been proposed in respect of them. In regard to the remaining 22 sites, 18 owners have been consulted and the correct addresses of the remaining 4 could not be ascertained and therefore they have not been consulted.

Among the 18 owners who are consulted 4 want 10 times the municipal tax as against 5 times tax which had been proposed by my predecessor Mr. H. Krishnachar. Four have unwillingly accepted the proposal of 5 times the tax and have stated that it is too low in their opinion. Two owners have stated that they would accept any reasonable rent. Three owners have not responded to the letters addressed to them in the matter.

Mr. Sirur wants Rs 600/- which is 18 times the municipal tax while Dr. Ekambaram would have it that 15 times tax would be fair. Prof. Venkata Rao Telang wants 11 times the tax while Prof. Gopala Iyer and Mr. H. Sundara Rao demand 6½ times the tax.

As none of the owners appears to be willing to accept 5 times the municipal tax as was recommended by Mr. H.Krishnachar, I am of opinion that a uniform rate of 10 times the municipal tax per year may be fixed as this is acceptable to the mojority. Calculated at this rate the total rent works out to Rs 4819-8-0 per annum. In addition to this Mr. Sirur has to be paid Rs 100/- as compensation for the loss of his stone slabs and pillars, and crop comepnsation in respect of s.nos. 23 and 24 of Vyyalikaval belonging to the Bangalore Chemical and Manufacturing Company Ltd., has also to be paid at -- Rs 20/- per acre as recommended before.

A statement of rents payable at the revised rate is submitted herewith for kind perusal.

Statement showing the details of lands occupied by the Military near St. Peter's Seminary Malleswaram, for the expansion of 46 Indian General Hospital located thereat.

Sl. No.	Name of Owner.	Site No.	Annual Municipal tax.	Date of occupation.	Amount proposed to be paid.	Remarks
		In front of the Seminary along Subedar Chatram Road.				
	Messrs:-					
1.	P. Ramaswamay Iyer.	402	4-13-4	1-12-42	44- 6-0	
	-do-	403	5-12-7	"	57-14-0	
2.	H. Sundara Rao.	404	5-12-7	"	57-14-0	
	-do-	405	5-12-7	"	57-14-0	
3.	K. Seetharama Iyengar.	406	5-14-6	"	59- 2-0	
	-do-	407	5-14-6	"	59- 2-0	
4.	S. Prabhakara Rao.	408	5-14-6	"	59- 2-0	
5.	K. S. Seetharamiah.	409	5-14-6	"	59- 2-0	
	-do-	410	5-14-6	"	59- 2-0	
6.	K. Sanjeeva Rao.	411	36- 2-4	"	361- 8-0	
7.	Deva Rao Shivaram.	412	36- 2-4	"	361- 8-0	
8.	Government of Mysore (Water Supply Department)	413	-	-	-	
9.	N. S. Sirur.	414	36- 2-4	"	361- 8-0 +100- 0-0	
10.	V. D. Ramaswamay.	415	41-10-0	"	416- 4-0	
11.	Prof. Gopala Iyer.	415/1	41-10-0	"	416- 4-0	
12.	S. Kamesam.	416	32- 7-6	"	324-12-0	
13.	-do-	416/1	32-7- 6	"	324-12-0	
	The Bangalore Chemical and Manufacturing Coy., of Vyyalikaval village S.No.23= 0-21 S.No.24= 0-24 Total 1-5		1-10-9	"	22- 8-0	
14.	Government of Mysore (P.W.D.) S.No.30 of Yeswantapur. 1-4 g		1- 0-0		-	
	Messrs.	Sites on the Southern side of the Seminary Compound wall				
15.	S. Ramachandra Sastry.	457/1	11- 0-0	"	110- 0-0	
16.	S. Thirumalachar.	457/2	11- 0-0	"	110- 0-0	
17.	Rukminiamma.	457/3	11- 0-0	"	110- 0-0	
18.	N. K. Kumar.	457/4	11- 0-0	"	110- 0-0	

19. V.Venkatachar.	457/5	11- 0-0	"	110- 0-0
20. K. B. Krishna Rao.	458/1	11- 0-0	"	110- 0-0
-do-	458/2	11- 0-0	"	110- 0-0
21. K. N. Kini.	458/3	11- 0-0	"	110- 0-0
22. Sri Madurabai	458/4	11- 0-0	"	110- 0-0
23. S.R.S. Raghavan.	458/5	11- 0-0	"	110- 0-0
-do-	458/6	11- 0-0	"	110- 0-0
24. Venkata Rao Telang.	458/7	11- 0-0	"	110- 0-0

Abstract.

Compensation for sites in fromt of Seminary, Subedar Chatram Road		3,499-8-0
	Damages to Stones.	100-0-0
-do-	South of Seminary.	1,320-0-0
	Revenue - laws	12-8-0
	Total.	4,942-0-0

Sub Division Officer and
Civil Officer, Bangalore.

Appendix F. G.—1]

SUBJECT..... Lands and buildings in the vicinity of St. Peter's Seminary required by 46 I. C. - H. Bangalore.....

Diary No. of letter replied to.....

General and Revenue Secretariat

( )

the 194 .

Date of issue 31. 7. 43.....

Signed by..... Mr. Stev .....

List of enclosures.....

Codied by.....

Examined by.....

Section

File No.

Serial No.

No. Pol. 230. Misc

To

The Secy to the Hon'ble the Resident.

Sir;

I am directed to invite ~~attention~~ reference to this office letter no Pol 1802 dt. 10-3-43 on the above subject and to state that as a result of further negotiations with the owners of the sites acquired by the mily. authorities, the total amount of compensation payable on account of rent has been fixed

No.Pol.230 Encl. W275-42 9 31.7.43

To

The Secretary to the Hon'ble the Resident
in Mysore, Bangalore.

Sir,

Lands and buildings in the vicinity of St.Peter's Seminary required by 46, Indian General Hospital, Bangalore.

I am directed to invite ~~[illegible]~~ reference to this office letter No.Pol.1802 dated the 10th March 1943 on the above subject and to state that as a result of further negotiation with the owners of the sites occupied by the military authorities, the total amount of compensation payable on account of rent has been fixed at Rs.4819-8-0 as detailed in the appended statement. In addition to this, compensation amounting to Rs.100/- has to be paid for the loss of stone slabs and pillars from one of the sites and/~~or~~ crop compensation of Rs.22-8-0 ~~(has to be paid)~~ in respect of agricultural lands, Survey Nos.23 & 24 of Vyyalikaval village belonging to the Bangalore Chemical and Manufacturing Company.

I am to add that no compensation is proposed to be claimed in respect of site No.413 and Survey No.30 of Yeswantapur, which belong to Government.

I am to request that the military authorities may kindly be advised to make early arrangements for the payment of compensation as above.

In this connection I am to state, that while a majority of the owners have agreed to the compensation proposed, some of them

P.T.O.

have demanded a higher rate of compensation and it is not known if they will also agree to accept the compensation recommended. In case the latter decline to accept the rates proposed, action will be taken to fix the compensation under the relevant ~~Rule~~ Provision of the Mysore's counterpart of the Defence of India Rules.

I have, etc.

Chief Secretary to Government.

Statement showing the details of lands occupied by the Military near St.Peter's Seminary Malleswaram, for the expansion of 46 Indian General Hospital located thereat.

***

Sl. No.	Name of owner.	Site No.	Annual Municipal tax.	Date of occupation.	Amount proposed to be paid.	Remarks.
	In front of the Seminary along Subedar Chatram Road.					
	Messrs. -					
1.	P.Ramaswamay Iyer.	402	4-13-4	1-12-42	44-6-0	
	do.	403	5-12-7	"	57-14-0	
2.	H.Sundara Rao.	404	5-12-7	"	57-14-0	
	do.	405	5-12-7	"	57-14-0	
3.	K.Seetharama Iyengar.	406	5-14-6	"	59- 2-0	
	do.	407	5-14-6	"	59-2-0	
4.	S. Prabhakar Rao.	408	5-14-6	"	59- 2-0	
5.	K.S. Seetharamiah.	409	5-14-6	"	59-2-0	
	do.	410	5-14-6	"	59- 2-0	
6.	K.Sanjeeva Rao.	411	36- 2-4	"	361- 8-0	
7.	Deva Rao Shivaram.	412	36- 2-4	"	361- 8-0	
8.	Government of Mysore (Water Supply Department)	413	-	-	-	
9.	N.S.Sirur.	414	36- 2-4	"	361- 8-0 + 100- 0-0	
10.	V.D.Ramaswamy.	415	41-10-0	"	416- 4-0	
11.	Prof.Gopala Iyer.	415/1.	41-10-0	"	416- 4-0	
12.	S.Kamesam.	416	32- 7-6	"	324-12-0	
13.	do.	416/1	32- 7-6	"	324-12-0	
13.	The Bangalore Chemical & Manufacturing Co., of Vyyalikaval village. S.No.23 = 0-21 S.No.24 = 0-24 Total. 1-5		1-10-9		22-8-0	
14.	Government of Mysore (P.W.D.)S.No.30 of Yeswantapur.1-4 gs.		1- 0-0			
	Sites on the Southern side of the Seminary Compound wa					
	Messrs.					
15.	S.Ramachandra Sastry.	457/1	11- 0-0	"	110- 0-0	
16.	S.Thirumalachar.	457/2	11- 0-0	"	110- 0-0	
17.	Rukminiamma.	457/3	11- 0-0	"	110- 0-0	
18.	N.K.Kumar.	457/4	11- 0-0	"	110- 0-0	
19.	V.Venkatachar.	457/5	11- 0-0	"	110- 0-0	
20.	K.B.Krishna Rao.	458/1	11- 0-0	"	110- 0-0	
	do.	458/2	11- 0-0	"	110- 0- 0	
21.	K.N.Kini.	458/3	11- 0-0	"	110- 0-0	
22.	Sri Madurabai.	458/4	11- 0-0	"	110- 0-0	
23.	S.R.S.Raghavan.	458/5	11- 0-0	"	110- 0-0	
	do.	458/6	11- 0-0	"	110- 0-0	
24.	Venkatarao Telang.	458/7	11- 0- 0	"	110- 0-0	

Abstract.

Compensation for sites in front of Seminary, Subedar Chatram Road	3,499-8-
Damages to Stones.	100-0-
South of Seminary.	1,320-0-
P T.O.	

Abstract.

Compensation for sites in front of Seminary Subedar Chatram Road.	...	=	3,499-8-0
Damages to stones.	...	=	100-0-0
-do- South of Seminary.	...	=	1,320-0-0
	Revenue-land ..	=	22-8-0
	Total..		4,942-0-0

W 275-42-8

D.O. No. C.L.O. 202/42-43. NEW PUBLIC OFFICES,

Rajasevaprasakta
M. Seshadri, Esq., M.A.,
Revenue Commissioner.

Bangalore, dated Sept. 6, 1943.

644
W.

Dear Sir,

Subject: Lands and buildings in the vicinity of St. Peters Seminary occupied by 46 I.G.H. Bangalore.

I write to invite kind reference to this office letter of even number dated 14-7-43 on the above subject, and request that orders of Government, if any, passed on the subject, may kindly be communicated as soon as possible.

Yours sincerely,

M. Seshadri

V. Vedavyasacharya, Esq., B.A.,
Chief Secretary to Government
of Mysore, Bangalore.

W275-42-7

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE.

General and Revenue Secretariat,

No. W.533 *Dated Bangalore,* .....10th Septr. 1943.

FROM

The Chief Secretary to the Government of His Highness the Maharaja of Mysore.

To

The Revenue Commissioner in Mysore,
Bangalore.

Lands and buildings in the vicinity of St.Peters Seminary.occupied by 46 I.G.H.Bangalore.

With reference to your D.O.No.C.L.O.202/42-43 dated the 6th Septr. 1943 on the above subject, I am directed to enclose herein for your information a copy of letter dated 31st July 1943 addressed to the Residency in the matter.

I have the honour to be
Sir,
Your most obedient servant,

For Chief Secretary to Government.

Copy of letter No.Pol.230. dated the 31st July 1943, from the Chief Secretary to Government to the Secretary to the Hon'ble the Resident in Mysore, Bangalore.

Lands and buildings in the vicinity of St.Peter's Seminary required by 46, Indian General Hospital, Bangalore.

I am directed to invite reference to this office letter No.POl.1802 dated the 10th March 1943 on the above subject and to state that as a result of further negotiation with the owners of the sites occupied by the military authorities, the total amount of compensation payable on account of rent has been fixed at Rs.4819-8-0 as detailed in the appended statement. In addition to this, compensation amounting to Rs.100/- has to be paid for the loss of stone slabs and pillars from one of the sites and also crop compensation of Rs.22-8-0 in respect of agricultural lands, Survey Nos.23 & 24 of Vyyalikaval village belonging to the Bangalore Chemical and Manufacturing Company.

I am to add that no compensation is proposed to be claimed in respec of site No.413 and Survey No.30 of Yeswantapur, which belong to Government.

I am to request that the military authorities may kindly be advised to make early arrangements for the payment of compensation as above.

In this connection I am to state, that while a majority of the owne

P.T.O.

have agreed to the compensation proposed, some of them have demanded a higher rate of compensation and it is not known if they will also agree to accept the compensation recommended. In case the latter decline to accept the rates proposed, action will be taken to fix the compensation under the relevant provisions of the Mysore's counterpart of the Defence of India Rules.

"Copy"